

MAY-13-2004 THU 03:05 PM

FAX NO.

FILE COPY

P. 01

SMITH, GAMBRELL & RUSSELL, LLP

ATLANTA OFFICE

SUITE 2100, PROMENADE II
1230 PEACHTREE STREET, N.E.
ATLANTA, GEORGIA 30309-3502
TELEPHONE
(404) 815-3600
FACSIMILE
(404) 815-3500

ATTORNEYS AT LAW

SUITE 800
1800 H STREET, N.W.

WASHINGTON, D.C. 20036
TELEPHONE (202) 263-4300
FACSIMILE (202) 263-4320
WEBSITE www.sgrlaw.com

ESTABLISHED 1893

FLORIDA OFFICE

SUITE 2800, BANK OF AMERICA TOWER
60 NORTH LAURA STREET
JACKSONVILLE, FL 32202
TELEPHONE
(904) 598-8100
FACSIMILE
(904) 598-8300

TELECOPY COVER SHEET

DATE: May 13, 2004

Send To:	At (Firm/Company):	Telecopy:	Phone:
Commissioner for Patents	United States Patent and Trademark Office	703 746 9195	

From: Suzannah K. Sundby, Esq. Telecopy: 202 263 4352 Phone: 202 263 4332 Client/Matter: 034045.002 Number of Pages: 45

OPERATOR: _____ TIME COMPLETED: _____
PLEASE CALL (202) 263-4300 IF YOU HAVE ANY PROBLEMS

MESSAGE:

CONFIDENTIALITY NOTE:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this telecopy is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address

PTO/SB/97 (08-03)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 05-13-04
Date



Signature

EMMA M GILMORE

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

1. Inconsistent Data on Official Filing Receipt;
2. Copy of Original Filing Receipt.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Anup K. SINGH, et al.

Filed: 25 August 2003

Serial No.: 10/646,808

For: MULTIDIMENSIONAL
ELECTROPHORESIS AND METHOD OF
MAKING AND USING THEREOF

Art Group: 1753

Examiner: Not Assigned

Atty. Docket: 034045.002

INCONSISTENT DATA ON OFFICIAL FILING RECEIPT

ATTN: OFFICE OF INITIAL PATENT EXAMINATION'S
FILING RECEIPT CORRECTIONSCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450Via Fax only to:
703-746-4195

Dear Sir:

Applicants have received the Updated Filing Receipt mailed 5 March 2004 (enclosed herewith). On the Updated Filing Receipt it is noted under the Domestic Priority data that the "Data provided by applicant is not consistent with PTO records".

On several occasions, Applicants have called the Office of Initial Patent Examination in order to determine what data is inconsistent and how it should be corrected. Applicants were unable to obtain a representative over the phone and therefore left several voicemail messages which were never acknowledged by a return telephone call or other.

Therefore, Applicants submit this paper requesting information as to why the data provided by the Applicant regarding claiming the benefit of 60/405,744, filed 08-26-2002, is not consistent with PTO records.

Respectfully submitted,

Suzannah K. Sundby
Reg. No. 43,172

Date: 13 May 2004
SMITH, GAMBRELL & RUSSELL, LLP
1850 M Street, N.W., Suite 800
Washington, D.C. 20036
Telephone: (202) 263-4332
Facsimile: (202) 263-4352



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL. FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/646,808	08/25/2003	1753	1240	SD-8401.1	11	40	2

CONFIRMATION NO. 1313

Suzannah Sundby
 Smith, Gambrell & Russell, LLP.
 Suite 800
 1850 M Street, N.W.
 Washington, DC 20036

DOCKET 34045.002
 DOCKETED BY T.W.
 DATE 3/10/04
 ATTEN TO SKS

UPDATED FILING RECEIPT



OC000000012037455

Date Mailed: 03/05/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jongyo Han, Bedford, MA;
 Anup K. Singh, Danville, CA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/405,744 08/26/2002 *
 and claims benefit of 60/422,868 11/01/2002
 (*)Data provided by applicant is not consistent with PTO records.

Foreign Applications

If Required, Foreign Filing License Granted: 11/17/2003

Projected Publication Date: 06/17/2004

Non-Publication Request: No

Early Publication Request: No

RECEIVED

MAR 08 2004

SMITH, GAMBRELL & RUSSELL, LLP

Title

Multidimensional electrophoresis and methods of making and using thereof

Preliminary Class

204

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).